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Attorneys for Defendants

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

GUADALUPE MALAGON DIAZ,

Plaintiff,

v.

DANIELLE LEHMAN, Director of the  
USCIS San Francisco Asylum Office, *et al.*,

Defendants.

C 3:24-cv-03084 LJC

**STIPULATION TO STAY PROCEEDINGS;  
ORDER**

The parties, through their attorneys, hereby stipulate and respectfully request the Court to stay proceedings in this case for a limited time, until December 24, 2024. The parties make this joint request because they are pursuing an administrative resolution that may render further litigation of this case unnecessary.

1. Plaintiff filed this mandamus action seeking adjudication on her Form I-589, Application for Asylum and Withholding of Removal. United States Citizenship and Immigration Services (“USCIS”) scheduled an interview for August 26, 2024. USCIS will work diligently towards completing adjudication of the I-589 application, absent the need for further adjudicative action or unforeseen circumstances that would require additional time for adjudication.

2. Plaintiff agrees to submit all supplemental documents and evidence to USCIS seven to

ten days prior to the agreed upon scheduled interview. Plaintiff recognizes that failure to submit these documents seven to ten days prior to the interview may result in the interview being rescheduled at no fault of USCIS.

3. If needed by Plaintiff or their dependent(s), Plaintiff shall bring their own interpreter to their asylum interview. See <https://www.uscis.gov/newsroom/alerts/affirmative-asylum-applicants-must-provide-interpreters-starting-sept-13>. Plaintiff recognizes that failure to bring an interpreter to their interview may result in the interview being rescheduled at no fault of USCIS.

4. Upon receipt of the Asylum Office's decision, Plaintiff agrees to voluntarily dismiss the case.

5. The parties agree to bear their own litigation costs and attorney fees.

Accordingly, the parties stipulate and request that the proceedings in this case be stayed until December 24, 2024, at which time the parties will file a joint status report with the Court. At that time, the parties may request a further continuance of the stay of proceedings, dismissal of the litigation if appropriate, or placement of the case back on the Court's active docket. A stay of proceedings in this case will benefit the parties and conserve the Court's resources while the parties pursue a potential administrative resolution. In accordance with Civil Local Rule 5-1(i)(3), the filer of this document attests that all signatories listed herein concur in the filing of this document.

Dated: July 16, 2024

Respectfully submitted,

ISMAIL J. RAMSEY  
United States Attorney

/s/ Elizabeth D. Kurlan  
ELIZABETH D. KURLAN  
Assistant United States Attorney  
Attorneys for Defendants


1 Dated: July 16, 2024

2 /s/ Mindy R. Taira-Kaplan  
3 MINDY R. TAIRA-KAPLAN  
4 Attorney for Plaintiff

5  
6 **ORDER**

7 Pursuant to stipulation, IT IS SO ORDERED.

8 Date: July 17, 2024

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10 LISA J. CISNEROS  
11 United States Magistrate Judge  
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